IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE SIXTEENTH DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE SMT JUSTICE T.MEENA KUMARI

-

WRIT PETITION NO : 9279 of 1995

Between:

1 Maddeeti Narayanamma W/o Ram Bhupathi Dev
R/o Nellipudi (Post), Gangavaram Mandal, E.G. Dist.
2 Maddepi Ram Babu S/o Ram Bhupathi Dev,aged 30 years

..... PETITIONERS

AND

1 The Agent to Govt., Kakinada, E.G. Dist.
2 The Special Deputy Collector, Tribunal Welfare,

Ramapachodavaram, W.G. Dist.
3 The Mandal Revenue Officer, Gangavaram Mandal, E.G.

Dist.
4 Madhuvathi Devamme W/o Late Ganga Bhupathi Dev
Nellipudi Post, Gangavaram Mandal, E.G. Dist.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue an appropriate Writ, Order or direction preferably one in the nature of Writ of Certiorari to call for Records and set aside the Judgment dt. 25.3.95 made in C.M.A.No.70/86 on the file of the court of the Agent to Government, E.G. District by declaring the same as illegal, void arbitrary.

Counsel for the Petitioner: MR.G.DHARMA RAO

Counsel for the Respondent Nos.1 to 3: GP FOR REVENUE

Counsel for the Respondent No.4: Mr M.Lakshmana Sarma

The Court made the following:

ORDER:

This writ petition has been filed seeking a direction to call for the records and set aside the Judgment dated 25-03-1995 passed in CMA No.70 of 1988 on the file of the Court of the Agent to Government East Godavari District by declaring the same as illegal and arbitrary.

Heard the learned counsel on either side.

When the writ petition has come up for hearing, while submitting that a remedy is available to the petitioner under the provisions of Muttas Abolition Regulation, 1969, the learned counsel for the petitioners seeks permission of this Court to avail the remedy by way of an appeal before the Director of Settlements against the settlement patta granted to the 4th respondent in respect of the scheduled lands.

In view of the same, the petitioner is at liberty to file an appeal before the Director of Settlements within a period of eight weeks from the date of receipt of a copy of this Order. As and when such an appeal is filed, the authorities concerned are directed to pass appropriate orders in accordance with law within a period of three months thereafter. Till such time, interim suspension granted by this Court on 28-4-1995 shall continue.

Subject to the above direction, this writ petition is disposed of. No costs.

16-12-2004

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To

1 The Agent to Govt., Kakinada, E.G. Dist.
2 The Special Deputy Collector, Tribunal Welfare,

Ramapachodavaram, W.G. Dist.
3 The Mandal Revenue Officer, Gangavaram Mandal, E.G.

Dist.
4. Two CCs to GO for Revenue, High Court buildings, Hyderabad

(OUT)

5 Two CD copies.